

LEWIS BRISBOIS BISGAARD & SMITH, LLP  
 Jura C. Zibas (JZ 8970)  
 Joanne J. Romero (JR 0275)  
 199 Water Street, 25th Floor  
 New York, New York 10038  
 Tel: (212) 232-1300  
 Fax: (212) 232-1399

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

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CAPITOL RECORDS, INC., a Delaware corporation,	)	
	)	ECF Case
Plaintiff,	)	07-cv-6488 (LTS) (KNF)
	)	
- v -	)	
	)	<b><u>NOTICE OF MOTION</u></b>
CITY HALL RECORDS, INC., a California corporation and	)	
ROBIN COHN,	)	ORAL ARGUMENT
	)	<b><u>REQUESTED</u></b>
Defendants.	)	
-----	X	

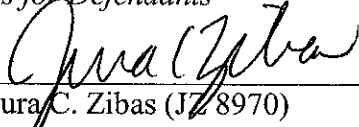
**PLEASE TAKE NOTICE** that, upon the annexed Declaration of Jura C. Zibas, Esq., dated August 20, 2008, the exhibits annexed thereto, Declaration of Robin Cohn, dated August 19, 2008, and the accompanying Memorandum of Law in Support, Defendants will move this court, the Honorable Laura Taylor Swain presiding, at the United States District Courthouse, Southern District of New York, located at 500 Pearl Street, New York, NY 10007-1312 upon the return date of this motion, now set for September 9, 2008, or as soon thereafter as counsel may be heard, for an Order pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting Defendants' motion for partial summary judgment re relief/damages limitations.

Defendants have used their best efforts – through correspondence and telephonic communications with Plaintiff's counsel - to resolve the issue regarding the permissible scope of relief/damages sought by Plaintiff. Despite these best efforts, no resolution has been reached with respect to the issue of multi-jurisdictional relief/damages.

Dated: New York, New York  
August 20, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP  
*Attorneys for Defendants*

By: \_\_\_\_\_

  
Jura C. Zibas (JZ 8970)  
Joanne J. Romero (JR 0275)  
199 Water Street, Suite 2500  
New York, NY 10038  
Telephone: (212) 232-1300  
Facsimile: (212) 232-1399  
File Number: 27350.95

TO:

Matthew J. Oppenheim, Esq.  
Oppenheim Group  
*Attorneys for Plaintiff*  
7304 River Falls Drive  
Potomac, MD 20854  
Tel. (301) 299-4986  
Fax (866) 766-1678